PATENT/OFFICIAL

Docket No.: 102258.170US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Joseph LOSCALZO et al.

Serial No. 10/687,706

Filed: October 20, 2003

: Group Art Unit: 1651

Examiner:

For:

METHODS OF TREATING VASCULAR DISEASES CHARACTERIZED BY

NITRIC OXIDE INSUFFICIENCY

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Honorable Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom. Copies of any cited U.S. Patents and U.S. Patent Publications are not being submitted in accordance with 37 CFR 1.98(a)(2)(i).

This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No certification or fee is required.

In accordance with 37 C.F.R. § 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search had been made or that information cited is, or is considered to be, material to patentability as defined in 37 C.F.R.§ 1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item, and Applicant reserves the

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right to prove that the date of publication is in fact different.

Applicants' representative certifies that some of the enclosed documents were cited in a communication from the European Patent Office in a counterpart foreign application not more than three months before the filing date of this Information Disclosure Statement. A copy of the European Search Report is enclosed.

No fee is believed to be required, however, the Commissioner is authorized to charge any deficiency in any fees pursuant to 37 CFR § 1.17 associated with this communication and to credit any excess payment to Deposit Account No. 08-0219.

Respectfully submitted,

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Date: September 2, 2

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				FILING DATE October 20, 2003		GROUP 1651		
		Ų	J.S. PATENT DO	CUMENTS				
EXAMINER'S INITIALS	PATENT NO.	DATE	1	NAME	CLASS	SUBCLASS	FILII DA1	
	4,293,565	10/06/81	Cordes et al.				10/09/	79
	4,584,315	04/22/86	Marshall			12/13/83		
	6,458,797	10/01/02	Adams et al.				06/12/01	
	US 2004/0063719	04/01/04	Adams et al.				05/02/	03
		FO	REIGN PATENT	DOCUMENTS			Trans	lation
EXAMINER'S INITIALS	PATENT NO.	DATE	Co	DUNTRY	CLASS	SUBCLASS	Yes	No
	09059152	03/04/97	Japan		-		X	
		05/11/98	Europe			<u> </u>	X	
	ОТНЕ	R ART (Inc	luding Author, T	itle, Date, Pertinen	t Pages, E	tc.)		
<u>, parmagral, 1.,221, 11.22.3</u>	21 June 2004. Su	pplementary	Partial European	Search Report for EF	97 665	51.0.		
EXAMINER				DATE CONSIDERE	ED			

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.